

STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: Open Invention Network, LLC

Application No./Patent No.: 6909755 Filed/Issue Date: 03/27/2001

Titled: METHOD AND SYSTEM FOR INCREASING DATA THROUGHPUT IN COMMUNICATIONS CHANNELS ON AN OPPORTUNISTIC BASIS

Open Invention Network, LLC a Company
states that it is:

1. the assignee of the entire right, title, and interest in:

A. An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel Frame , or for which a copy therefore is attached.

OR

B. A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: RICHARD HENRY ERVING To: AT&T CORP.

The document was recorded in the United States Patent and Trademark Office at
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2. From: AT&T PROPERTIES, LLC To: AT&T INTELLECTUAL PROPERTY II, L.P.

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5. From: AT&T INTELLECTUAL PROPERTY II, L.P. To: OPEN INVENTION NETWORK, LLC.

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Additional documents in the chain of title are listed on a supplemental sheet(s).

As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (*i.e.*, a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.



Signature

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Date

Gregory Stephens

Printed or Typed Name

Patent Attorney (41329)

Title